

## CLASSIFICATION OFFICE DECISION

**Title of publication:** Rec\_000348

**Other known title(s):** Not stated

**OFLC ref:** 1900623.002

**Medium:** Video File

**Creator:** Not stated

**Country of origin:** Aotearoa New Zealand

**Language:** Not applicable

**Applicant:** Commissioner of Police

<b>Classification:</b>	Objectionable.
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**Excisions:** No excisions recommended

**Descriptive note:** None

**Display conditions:** None

**Date of entry in Register:** 04 March 2020

**Date of direction to issue a label:** No direction to issue a label has been issued

**Date of notice of decision:** 04 March 2020

	<b>Components</b>	<b>Running time</b>
<b>Timed component(s):</b>	Rec_000348	8:22
<b>Total running time:</b>		8:22

### Summary of reasons for decision:

The video file is a covert recording of a nude teenage girl in a bathroom. It exploits the girl's nudity to a high degree and in a voyeuristic manner. It is reasonable to assume the person who has violated her privacy has done so for the purpose of his own sexual gratification and titillation and that this is in part derived from the surreptitious nature of the recording. The video file therefore promotes and encourages the specific offences relating to intimate visual recordings and other voyeuristic offences more generally under s 216G of the Crimes Act 1961. If it were to be available it would likely to encourage others to also engage in this type of criminal behaviour. This classification interferes with the right to freedom of expression contained in the New Zealand Bill of Rights Act 1990 but this is

an outcome that is consistent with Parliament's intention that publications that exploit young and vulnerable members of society and encourage crimes against them be classified as objectionable.